

FULL BOARD MEETING MINUTES
of the
BOARD OF HEARING AID DISPENSERS
TELECONFERENCE
301 S PARK AVE, BASEMENT CONFERENCE ROOM, HELENA MT
11:00 AM – 12:48 PM
DECEMBER 18, 2018

1. Call To Order - Establish Quorum - Introduction of Board & Staff Members Present (00:00)

The meeting was called to order at 11:00 a.m.

Board Members Present:

Mr. Michael Spinti, HAD, Presiding Officer
Mr. Alfred McLees, HAD, (By phone)
Ms. Helen Hallenbeck, AUD (By phone)
Mr. Dennis Scoggins, Public Member (By phone)
Mr. Ed Eaton, Public Member

Board Staff Present:

Ms. Linda Grief, Executive Officer
Ms. Darcee Moe, Board Counsel
Ms. Susan Asplund, Administrative Specialist
Mr. Todd Younkin, Division Administrator

2. Approval and Tentative Modification of Agenda Order (01:02)

Motion (01:51): Mr. Ed Eaton moved to approve the agenda as written. Mr. Dennis Scoggins seconded. The motion a carried unanimously.

3. Review Minutes – June 1, 2018 (02:16) No changes noted.

4. Public Opportunity to Comment (02:45) There was no public comment.

5. Division Update - Todd Younkin, Division Administrator - (43:51)

6. Board Action (03:37)

- a. Welcome New Board Counsel – Darcee Moe (03:42)**
- b. Board Member Appointments/Elections/Committee and Panel Assignments – (06:55)**
- c. Over the Counter Hearing Aids – Board Review (08:23)**
 - i. Over the Counter Hearing Aid Act 2017 (Title VII Sec. 709) – Board Review**
 - ii. IHS Memo - Over the Counter Hearing Aids – Board Review**
 - iii. Regulatory Recommendations for OTC Hearing Aids – Board Review**
- d. Audits - (24:34)**
 - i. CE Audit 2018 – FYI (24:39)**
 - ii. Calibration Audit – Board Discussion (25:12)**

Staff will add language about meeting the calibration audit requirements to the renewal form and present at the next Board meeting for review.
- e. Legislation – Updates (55:10)**
- f. Rule Review (58:59)**
 - i. MAR 24-150-40 – Board Motion (59:12)**

Motion (1:00:00): Mr. Dennis Scoggins moved to proceed with rule changes in MAR 24-150-40 exactly as proposed. Mr. Al McLees seconded. The motion carried unanimously.

ii. Non-Routine Application Rule – Board Discussion (1:01:50 and 1:15:47)

Staff will bring draft language for a non-routine application rule to the next Board meeting for review.

iii. ARM 24.150.402 – Board Discussion (1:14:26)

Keep as an agenda item as may need changes due to the rules for “Over the Counter Hearing Aid Act 2017”.

iv. ARM 24.150.602 – Transactional Document Requirements – Board Discussion (1:16:24)

Add language to include "The dispensing fee may be deducted from the purchase price only after the hearing aids are delivered to the patient and within the 30-day right to cancel period." under ARM 24.150.602 to be reviewed at the next Board meeting.

g. CE Approval - HEARUSA – 10 Steps to Success – Board Motion (1:23:16)

Motion (1:33:13): Mr. Al McLees moved to approve the CE request for “10 Steps to Success” by HEARUSA. Ms. Helen Hallenbeck seconded. The motion carried unanimously.

h. Board Member Training – CLEAR Modules (1:33:32)

i. Scheduling of Next Meeting (1:34:05) Staff will check schedules for first week in March, 2019.

7. Correspondence (1:38:03)

- a. IHS News August 2018
- b. IHS News October 2018

8. Executive Officer Report (1:38:38)

- a. Budget Report for FY18
- b. Budget Report for FY 19
- c. 5 Year History
- d. Application Report

9. Legal Report (1:41:34)

- a. Compliance Report
- b. DLI Memo
- c. FTC case

10. Adjourn (1:48:20)

The meeting was adjourned at 12:48 p.m.

Motion (1:48:26): Mr. Al McLees moved to adjourn the meeting. Ms. Helen Hallenbeck seconded. The motion carried unanimously.